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UNITED STATES DISTRICT COURT
CENTRAL DISTRICT OF CALIFORNIA

UNITED STATES OF AMERICA,) Case No. CR04-01546 SJO
Plaintiff,) ORDER OF DETENTION
v.) [Fed.R.Crim.P. 32.1(a)(6); 18 U.S.C.
Phillip Humberto Plata,) §3143(a)]
Defendant.)

The defendant having been arrested in this judicial district pursuant to a warrant issued by the Honorable S. James Otero, United States District Judge, for an alleged violation of the terms and conditions of the defendant's supervised release; and

The Court having conducted a detention hearing pursuant to Federal Rule of Criminal Procedure 32.1(a)(6) and 18 U.S.C. § 3143(a), The Court finds that:

A. (X) The defendant has not met his burden of establishing by clear and convincing evidence that he is not likely to flee if released under 18 U.S.C. § 3142(b) or (c). This finding is based on the nature of the charged offense, which indicates the defendant is unlikely to comply with conditions of release, and defendant's refusal to be interviewed by Pretrial Services.

1 B. (X) The defendant has not met his burden of establishing by clear and convincing
2 evidence that he is not likely to pose a danger to the safety of any other person
3 or the community if released under 18 U.S.C. § 3142(b) or (c). This finding
4 is based on the nature of the charged offense and defendant's criminal history.

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6 IT THEREFORE IS ORDERED that the defendant be detained pending the further
7 revocation proceedings.

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10 Dated: June 8, 2010

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 /s/ Arthur Nakazato
12 ARTHUR NAKAZATO
13 UNITED STATES MAGISTRATE JUDGE

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